

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

DONAN R. SHERMAN,

Plaintiff,

v.

ANDREW M. SAUL,¹

Defendant.

CIVIL ACTION NO. 3:19-CV-02178

(MEHALCHICK, M.J.)

ORDER

AND NOW, this 25th day of February 2021, in accordance with the Memorandum filed concurrently herewith, it is hereby **ORDERED** that:

1. The Commissioner's decision to deny plaintiff Donan R. Sherman benefits under Title II and Title XVI of the Social Security Act (*see* [Doc. 1](#)) is **AFFIRMED**;
2. The Clerk of Court is directed to enter **FINAL JUDGMENT** in favor of the Commissioner and against Sherman; and
3. The Clerk of Court is directed to **CLOSE** this case.

BY THE COURT:

s/ Karoline Mehalchick

KAROLINE MEHALCHICK
United States Magistrate Judge

¹ The Court has amended the caption to replace, as the named defendant, Acting Social Security Commissioner Nancy A. Berryhill with her successor, Social Security Commissioner Andrew Saul. *See* [Fed. R. Civ. P. 25\(d\)](#) ("An action does not abate when a public officer who is a party in an official capacity dies, resigns, or otherwise ceases to hold office while the action is pending. The officer's successor is automatically substituted as a party.").